



GP1623/A

Patent
226/213

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Chen et al.

Serial No.: 08/942,369

Filed: October 1, 1997

For: METHOD AND APPARATUS FOR
CONCURRENTLY DETECTING PATHOGENIC
ORGANISMS AND ANTIMICROBIAL
SUSCEPTIBILITY

)
) **Group Art Unit: 1623**

)
) **Examiner: Marjorie A. Moran**

Handwritten signature and date: 05-19-99

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

Sir:

MAY 14 1999

In compliance with the Applicants' duty under 37 CFR 1.97-98, the following information is brought to the attention of the Examiner. Copies of the patents and publications are attached hereto, however, copies of items AA, AB, AC, AG and AK, are not provided as they were cited by the examiner on October 30, 1998.

The items identified in this Information Disclosure Statement may or may not be "material" pursuant to 37 CFR 1.56 and the submission thereof by Applicants shall not be construed as an

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

05/12/1999 SSALEEKU 00000059 08942369

01 FC:126

240.00 GP

May 5, 1999

Date of Deposit

Jeanne M. Snyder

Name of Person Mailing Paper

Handwritten signature of Jeanne M. Snyder

Signature of Person Mailing Paper

admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR 1.97(h)), or even qualifies as "prior art" under 35 U.S.C. § 102 with respect to this invention unless specifically designated by Applicants as such.

The filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information, as defined in 37 CFR 1.56, exists.

The attached Information Disclosure Statement is being filed in accordance with 37 CFR §§ 1.97(c) and 1.98. This Information Disclosure Statement is being filed after an action on the merits but before a Final Action under § 1.113 or a Notice of Allowance under § 1.311. Enclosed is a check in the amount of \$240.00 to cover the fee pursuant to 37 CFR § 1.17(p). The Examiner is hereby authorized to charge any additional fee required by this paper to Lyon & Lyon's Deposit Account No. 12-2475.

Respectfully submitted,

LYON & LYON LLP

Dated: May 4/1999

By: Mary S. Consalvi
Mary S. Consalvi
Reg. No. 32,212

MSC:jms
633 West Fifth Street, Suite 4700
Los Angeles, California 90071-2066
(213) 489-1600

SD-111832.1